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10 **UNITED STATES DISTRICT COURT**
11 **NORTHERN DISTRICT OF CALIFORNIA**
12 **OAKLAND DIVISION**

13 IN RE COLLEGE ATHLETE NIL
14 LITIGATION

Case No. 4:20-cv-03919-CW

15 **NOTICE OF WITHDRAWAL OF**
16 **OBJECTION TO PLAINTIFFS'**
17 **MOTION FOR PRELIMINARY**
18 **APPROVAL BY TAMENANG**
19 **CHOH AND GRACE KIRK, ON**
20 **BEHALF OF A PROPOSED CLASS**
21 **OF IVY LEAGUE ATHLETES**

22 Hon. Claudia Wilken

TO THE COURT, ALL PARTIES, AND COUNSEL OF RECORD:

In light of the parties' clarification that the Settlement Agreement is not intended to release, and does not release, the claims currently raised in the Complaint in *Choh v. Brown University et al.*, No.3:23-cv-305 (D. Conn.) ("*Choh*"), and the commitment by the parties to amend the settlement notice documents to make this distinction clear for class members, Mr. Choh and Ms. Kirk withdraw their objection to the Settlement Agreement.

With the court's permission, Counsel for Choh and Kirk still intend to attend the September 5, 2024 hearing to answer any questions the Court may pose.

Dated: September 3, 2024

BERGER MONTAGUE PC

/s/ Joshua P. Davis

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CERTIFICATE OF SERVICE

I hereby certify that on September 3, 2024, I electronically filed the foregoing with the Clerk of the Court using the CM/ECF system, which will send notification of such filing to all attorneys of record registered for electronic filing.

/s/ Joshua P. Davis
Joshua P. Davis